

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

August 16, 2011

POST SUMMARY MINUTES

PRESENT: Chairman Eldrin Bell, Vice-Chairman Wole Ralph, Commissioner Sonna Singleton, Commissioner Gail Hambrick, and Clerk Shelby D. Haywood.

1. Chairman Bell called the meeting to order.
2. Invocation was led by Rev. Robert Mullins of Calvary Baptist Church in Morrow, Georgia. Pledge of allegiance to the flag was led by Chairman Bell.

Clerk Haywood announced that Commissioner Edmondson was unable to attend tonight's meeting. She also stated that the Executive Session held following the business meeting would pertain to real estate and personnel matters.

3. Adopted the agenda as all commissioners had copies before them. The motion carried 4-0.
4. Approved the 6:00 p.m. July 26, 2011 Public Hearing minutes on the Proposed FY-2012 Millage Rate Increase, minutes of the July 26, 2011 Special Called Meeting to Adopt the FY-2012 Millage Rate, and minutes of the August 9, 2011 Regular Business Meeting. The motion carried 4-0.
5. PROCLAMATION: "Clayton County Honors PTA President Melody Totten" (presented by Vice-Chairman Wole Ralph).
6. PROCLAMATION: "Clayton County Honors Community Activist Mr. Claudell Phillips" (presented by Vice-Chairman Wole Ralph).

NOTE: Group photos were taken, and Clerk Haywood read the proclamations for the benefit of the audience.

7. Rod Gray, Director of Central Services, presented the following items which resulted in these actions. (NOTE: The Board voted on all of these items at once.)

- 1) Approved an emergency purchase to authorize the removal/replacement of 120 batteries of a monitoring system for the E-911 Uninterrupted Power Source (UPS) back-up system for the generators, at an amount not to exceed \$41,000.00. A vendor will be determined after additional quotes are received through Building and Maintenance. The motion carried 4-0.

- 2) Approved a request to dispose of the old trash compactor at the Harold Banke Justice Complex through sale or recycling. This equipment is no longer operable, and a replacement compactor is being leased. The motion carried 4-0.

- 3) Approved a vehicle grant purchase request for a Ford Transit for the Meals on Wheels Program. This purchase will be made through a \$20,000.00 grant from the Meals on Wheels

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Association of America (MOWAA), Building the Future Impact Grant Program. The association has requested a special purchasing requirement through the MOWAA's Common Goods Group Purchasing Program. No additional monies will be required from the county. The motion carried 4-0.

4) Approved a request attached to RFP Pkg. #09-58 (4-23-2010)/SPLOST Architectural/Engineering Services for Construction of the New Clayton County Library. This project was awarded to Craig Gaulden Davis (CGD) of Greenville, South Carolina. Per the terms of the contract, the request is to approve the Design Development documents and waive the Construction documents approval prior to their final submission for construction permitting. The motion carried 4-0.

The Design Development documents have been reviewed and approved by Nathan Rall, Director of the Georgia Public Library System Facilities, Planning & Construction, and by the Clayton County Library Board of Trustees.

The request for waiver of approval of the Construction documents from Craig Gaulden Davis is due to the following reason:

a. The Construction documents provide technical details for the approved Design Development documents. This design will not change substantially during the phase. The Construction documents will be submitted to permitting authorities who will review for code compliance prior to issuing a construction permit.

With the Board's approval of Construction documents, there will be an addition of a minimum of one (1) month to the construction schedule and an extension of the construction start into the winter season. This may impact the terms of funding from the Georgia Public Library Service (GPLS).

5) Approved a Name Change for an Annual Contract to purchase Clayton County Rental Uniforms (RFB Pkg. #10-10; 4-19-10). The motion carried 4-0.

The Board of Commissioners approved this award on May 11, 2011 to Riverside Uniforms, located in Griffin, Georgia. Riverside Uniforms, the awarded vendor, was recently bought out by UniFirst Holdings, Inc., located in Griffin, Georgia. Unifirst Holdings, Inc. has agreed to continue to honor the existing agreement using the same terms, pricing, and conditions.

6) Approved a Change Order Request for SPLOST Construction Management At Risk Services for the NE Library (RFP Pkg. #10-45; 12-21-2010). The motion carried 4-0.

This project was approved by the Board of Commissioners on April 19, 2011 and awarded to Hogan Construction Group, located in Norcross, Georgia.

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The supplemental costs have been reviewed and recommended by Silverman Construction Management, Project Manager for the Forest Park Library. Additional services are for demolition and site work improvement for the property location. This change order request will increase the Guaranteed Maximum Price (GMP) in the amount of \$349,790.00, bringing the total GMP for this project to \$3,814,972.00. It will also amend Hogan Construction's contract for the listed services. Funding for this cost increase is available in the SPLOST budget.

7) Approved a request for a Price Correction on Inmate Uniforms and Bedding Supplies (RFB Pkg. #10-49; 12-20-2010). The motion carried 4-0.

The Central Services Department received a letter from Textile Sales, Inc., located in Baltimore, MD. One of the vendors that was awarded items for this bid quoted a price of \$.53 each for the blankets. This price was incorrect; the correct price for the blankets is \$5.30 each (which is still the lowest bid price).

8) Approved an Annual Contract request for Clayton County IT Products & Services for CISCO, Tandberg, Webnex & Smartnet (RFB Pkg. #11-20; 7-20-2011). The purpose of this annual contract is to procure data and telecommunications services, as requested by the Information Technology Department. The motion carried 4-0.

The recommendation is to award an annual contract to the Presidio Networked Solutions, Inc., located in Norcross, Georgia.

9) Approved a request for the Clayton County Superior, State and Magistrate Courts Electronic Calendar System (RFB Pkg. #11-21; 7-25-2011). The motion carried 4-0.

8. Angela Jackson, Director of Finance, presented these requests which resulted in the following actions. (NOTE: The Board voted on all of these items at once.)

1) Approved Budget Amendment #2-41 (FYE 6-30-11) for Parks & Recreation, in the amount of \$1,188,599.00. This fund amount will be transferred from the Parks & Recreation Fund to the General Fund. The Parks & Recreation Fund is being closed because it no longer meets the definition of a special revenue fund. The motion carried 4-0.

2) Approved Budget Amendment #2-1 (FYE 6-30-12) for the Sheriff's Office, in the amount of \$111,955.00, to purchase vehicles and investigation supplies from forfeited drug money. The motion carried 4-0.

3) Approved Budget Amendment #4-01 (FYE 6-30-12) for Fund 307 – Reimposition SPLOST

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Projects, in the amount of \$25,000.00, to establish the budget for the emergency repair of Brown Road bridge as approved by the Board on July 5, 2011. Funds will come from the new SPLOST monies. The motion carried 4-0.

4) Approved Budget Amendment #4-02 (FYE 6-30-12) for Fund 306 – Roads & Recreation Projects, in the amount of \$55,101.00, to amend the budget for Consultant Design Services, Right-of-Way Services, and Optional Services for the Widening of Godby Road as approved by the Board on July 5, 2011. Funds will come from the old SPLOST monies. The motion carried 4-0.

5) Approved Budget Amendment #4-03 (FYE 6-30-12) for Fund 307 – Reimposition SPLOST Projects, in the amount of \$9,000,000.00, to establish the budget for Transportation and Development's Operating Accounts for fiscal year 2012 (new SPLOST monies). The motion carried 4-0.

6) Approved a Request for Refund – Airport Credit Refund for Mr. Chester Smith of Hampton, Georgia, in the amount of \$16,245.46 for an outstanding credit as outlined in the agreement for the sale of real property. This refund is contingent upon the closing/sale of Tara Field (airport) to Henry County. The motion carried 4-0.

7) Approved a Request for an Emergency Repair of a Bomag Compactor at the Clayton County Landfill, in the amount of \$113,452.96. The motion carried 4-0.

9. Renee Bright, Director of Human Resources, presented one item which resulted in this action:

1) Approved a Request to renew the Medicare Advantage Plan with Humana with an effective date of January 1, 2012. The motion carried 4-0.

There will be plan improvements to include Kidney Disease from a primary physician or a specialist at no charge and no co-pay; making Silver Sneakers available to all members, as well as the Life Resources Assistance Program. Renewal of this plan will not change premiums or add other costs to the County. The current cost is \$294.74 per Medicare enrollee.

10. Approved Resolution 2011-131, A Resolution authorizing Clayton County to enter into a Reimbursable Agreement with the Department of Transportation Federal Aviation Administration, providing for the terms and conditions under which temporary tower services will be rendered to Clayton County (for the NASCAR Race Weekend); requesting that the Board approve this resolution realizing its effectiveness is conditioned on the closing of Tara Field, not occurring before the NASCAR Race weekend. If the Tara Field sale to Henry County is successful before the NASCAR Race Weekend, this resolution will lose its effectiveness. The motion carried 4-0.

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11. Approved Resolution 2011-132, A Resolution approving closing documents related to the sale of certain real property to Henry County; the acquisition of certain real property from the Clayton County Water Authority in accordance with that Inter-governmental Agreement dated July 13, 2011; to authorize the Chairman to execute any and all documents required to consummate that transaction; to authorize the Finance Director to amend the budget to reflect the appropriations and expenses relating thereto; to provide an effective date of this Resolution; and for other purposes. The motion carried 4-0.

Staff Attorney Christie Barnes requested an Executive Session following the Regular Business Meeting to discuss personnel and real estate matters. The Board agreed to do so by general consent.

PUBLIC COMMENT:

1. Carl Swensson waived his right to speak before the Board.

2. Cynthia A. Freeman, a resident of the Rivers Edge Plantation Homeowner's community, stated she just discovered that this neighborhood not only has an unkempt, run-down golf course but also several sites where slaves are buried. Some sites are marked and some are not. She and her neighbors have agreed to track where those graves are, clean them up, and resolve the golf course's state of disorder. Most of the residents who moved to Rivers Edge came as a result of it being advertised by the builders as a "golf community," and it is not. Per Ms. Freeman, this subdivision has not been a golf community for the last several years. She and her neighbors need the county to share with them who owns the golf course and if anyone has offered to buy it – as well as to honor the graves there. Chairman Bell told Ms. Freeman to call his office and he would help her to sort out those questions.

3. Judith Grayberry admitted that she mistakenly signed the public comment sign-up sheet. She did not have any questions for the Board.

4. Chris Gallagher, also a Rivers Edge resident, informed the Board that the property Ms. Freeman referenced earlier was originally farm land and the owner has totally neglected it. It has been used as a golf course for the last twenty years, so this land is basically being used for something other than for which it was zoned. Mr. Gallagher asked the Board if there were some way the county could force the owner to change the zoning. The presence of snakes and rodents has brought down the home values in the Rivers Edge Subdivision. He requested that the county resolve this matter by finding some type of loophole for the owner to be forced to change the zoning and clean up the property. Mr. Gallagher stated he would appreciate any help with this matter.

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5. Wayne Madden, another resident of Rivers Edge, said his neighbors have stated the problem very clearly. This golf course matter needs to get resolved soon or the county should let the residents know if it will take a lawsuit against the owner to resolve it. Mr. Madden felt that the owner was using the residents as “hostages” because this area has received \$400,000.00 worth of wetland credits, but he did not care about that. He had also heard a scam about this property actually being in Fayette County, and he planned to address that issue too. Regarding another topic, Mr. Madden said many people are not recognized while they are alive but he wanted to recognize Chairman Bell tonight. He had awakened at 2:00 a.m. today and the name “George Napper” came to him. For those who were not familiar with this name, Mr. Madden explained that George Napper was an obstacle to Chairman Bell’s path. Were it not for people like him, this man would not be Chairman. Clayton County should recognize its worth because of Chairman Bell’s experience and connections. Mr. Madden asserted that anybody can be Chairman, but the point is not too many people have connections with millionaires and billionaires who can help to bring in industries and jobs to this county. He also voiced that anybody can run for Chairman by paying a small fee, but “that will not get the job done.” Mr. Madden reiterated that he just wanted to recognize Chairman Bell while he was alive. Every time he hears people say that Chairman Bell is a “crook,” he asks them to substantiate their claim and they end up looking at him stupidly.

6. Ken Slagle, a resident of Rex, Georgia, brought some suggestions for the Board to consider. He felt that the Board spent a lot of time trying to raise property taxes, but it is not spending much time on trying to bring in new businesses which would have a multiple benefit on the county. New business would bring in new taxes, new residents to improve housing, and increase the tax base. Mr. Slagle recalled that the Board turned down two (2) options last week which could have brought in new businesses to create employment and taxes. Another thing that is really hurting this county is the school district. Mr. Slagle admitted he did not know the amount of authority this Board would have over the school district; however, if the schools were better the county would have more residents to help increase the tax base. With more residents, there would be an increase in housing. He wanted the Board to seriously consider these suggestions. Instead of just increasing the citizens’ taxes, which is the easy way out, the Board should figure out ways to encourage and increase businesses in Clayton County.

Chairman Bell stated he wished to take a moment of “personal privilege” prior to the Board making a motion to go into Executive Session. Following are his statements (**verbatim**):

Our Board has in its wisdom now changed the form of government, and we now expect to get a County Manager. And in light of the fact that the public voted for the Chairman to be its

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manager and we have changed it, it is my recommendation as we bring the three persons that you have asked Ms. Bright to bring before this Board to be considered...their names should be published, their resumes published, and a town hall brought together in this room to give that same public who voted for me an opportunity to vote for their new manager. And I offer that as a consideration although I voted against it. I offer that as a consideration that you would give this same public as a matter of transparency and openness to them. It is not new. The Ethics Secretary is currently being decided by your governor...it is being done that way. Your School Board did it that way...and I suggest strongly that we do it that way. Thank you.

The Board then made a motion to go into Executive Session to discuss real estate and personnel matters at 7:32 p.m. Following the Executive Session, the Board reconvened the Regular Business Meeting at 9:21 p.m. Having no further business to discuss, the Board adjourned the Regular Business Meeting at 9:21 p.m. Vote unanimous.